

REMARKS**Status of the claims**

Claims 1, 4-7 and 10-12 are pending in the application. Claims 1 and 7 are allowed. Claims 4-6 and 10-12 are rejected. No new matter is added.

Oath/Declaration

The Examiner states that the Declaration is defective since non-initialed alterations have been made to the declaration.

Applicants submit an amended Declaration along with the response to this Final Office Action.

Claim rejection under 35 USC §112

Claims 4-6 and 10-12 are rejected under 35 U.S.C. §112, first paragraph, as failing to comply with the enablement requirement because the claims contain subject matter which was not described in the specification in such a way as to enable one skilled in the art to which it pertains, or with which it is most nearly connected, to make and/or use the invention commensurate in scope with these claims.


The Examiner states that a deposit of the anti-Ad5 knob antibody 1D6.14 may overcome the rejection of claims 4-6 and 10-12 under 35 USC §112. Applicants submit that 25 vials of hybridoma 1D6.14 have been submitted to the ATCC patent depository on September 14, 2005. The hybridoma 1D6.14 has

been assigned the ATCC No. PTA-6973. Applicants submit a copy of the notification from the ATCC Patent Depository indicating the date of the deposit and the assigned ATCC number.

This is intended to be a complete response to the Final Office Action mailed April 15, 2005. Applicant submits that the pending claims 4-6 and 10-12 are in condition for allowance and respectfully request that claims 4-6 and 10-12 be passed to issuance. If any issues remain outstanding, please telephone the undersigned attorney of record for immediate resolution. Please debit any insufficiency in the fees from Deposit Account No. 07-1185 upon which the undersigned is allowed to draw.

Respectfully submitted,

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ADLER & ASSOCIATES
8011 Candle Lane
Houston, Texas 77071
(713) 270-5391 (tel.)
(713) 270-5361 (facs.)
badler1@houston.rr.com


Benjamin Aaron Adler, Ph.D., J.D.
Registration No. 35,423
Counsel for Applicant